

**LEWIS BRISBOIS BISGAARD & SMITH LLP**

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Attorneys for Defendant  
AMCO INSURANCE COMPANY

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

CHRISTINE DOUGHERTY,

Plaintiff,

v.

AMCO INSURANCE COMPANY, and DOES  
ONE through TWENTY, Inclusive,

Defendant.

CASE NO. C 07-01140 MHP

**DECLARATION OF STEPHEN J.  
LIBERATORE IN SUPPORT OF  
DEFENDANT AMCO INSURANCE  
COMPANY'S BILL OF COSTS**

I, Stephen J. Liberatore, declare:

1. I am an attorney at law, duly licensed to practice before the United States District Court, Northern District of California, and as partner in the law firm of Lewis Brisbois Bisgaard & Smith LLP, am one of the attorneys of record for Defendant AMCO INSURANCE COMPANY ("AMCO") in the above-captioned matter. I make this declaration in support of AMCO's Bill of Costs, submitted herewith.

2. By virtue of the Court's recent order granting summary judgment in favor of AMCO and the dismissal of this action on the merits, AMCO is the prevailing party and therefore entitled to recover allowable costs.

3. AMCO incurred allowable costs as follows:

a. **\$385.00** fee charged to AMCO by the Northern District Court upon

1 AMCO's removal of the action to this Court. This cost is allowable  
2 pursuant to Federal Rules of Civil Procedure, Rule 54(d)(1) and Northern  
3 District Rule 54-3(a). A true and correct copy of the receipt issued by the  
4 Northern District Court upon payment of this fee, paid by Lewis Brisbois  
5 Bisgaard & Smith LLP on behalf of AMCO, is attached hereto and marked  
6 **Exhibit A**.

- 7 b. **\$756.00** in costs incurred by AMCO with respect to the deposition of  
8 Plaintiff Christine Dougherty. A true and correct copy of the invoice for the  
9 charges is attached hereto and marked **Exhibit B**.
- 10 c. **\$443.35** in costs incurred by AMCO with respect to the deposition of  
11 AMCO representative Jeff Mangone. A true and correct copy of the invoice  
12 for the charges is attached hereto and marked **Exhibit C**.
- 13 d. **\$273.50** in costs incurred by AMCO with respect to the deposition of  
14 AMCO representative Jason Wartach. A true and correct copy of the  
15 invoice for the charges is attached hereto and marked **Exhibit D**.
- 16 e. **\$230.95** in costs incurred by AMCO with respect to the deposition of  
17 AMCO representative Michael McKeever. A true and correct copy of the  
18 invoice for the charges is attached hereto and marked **Exhibit E**.
- 19 f. **\$145.30** in costs incurred by AMCO with respect to the deposition of  
20 AMCO representative Kelly Bellinghausen. A true and correct copy of the  
21 invoice for the charges is attached hereto and marked **Exhibit F**.
- 22 g. **\$130.10** in copying costs incurred by AMCO in connection with the  
23 reproduction of documents produced to Plaintiff as part of AMCO's initial  
24 disclosure pursuant to Federal Rules of Civil Procedure, Rule 26. A true  
25 and correct copy of Lewis Brisbois Bisgaard & Smith LLP's billing  
26 statement to AMCO, appropriately redacted, reflecting this cost charged to  
27 AMCO is attached hereto and marked **Exhibit G**. This cost reflects the  
28 copying of documents withheld from initial disclosure pursuant to asserted

1 privileges, and unredacted copies of documents that were redacted on  
2 privilege grounds prior to AMCO's initial disclosure of such documents to  
3 Plaintiff.

4 4. Each of the above-described costs is correctly stated, was necessarily incurred, and  
5 is allowable by law.

6 5. AMCO respectfully requests that the above-described costs be taxed against  
7 Plaintiff and that judgment be amended accordingly.

8  
9 I declare under penalty of perjury under the laws of the State of California that the  
10 foregoing is true and correct and that this declaration was executed this 1st day of July, 2008,  
11 at San Francisco, California.

12  
13 /s/ Stephen J. Liberatore  
14 Stephen J. Liberatore  
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